

Message Text

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PAGE 01 FRANKF 07262 081400Z

41

ACTION VOE-00

INFO OCT-01 ISO-00 AF-10 EUR-12 SCA-01 INSE-00 /024 W

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P R 081336Z NOV 74

FM AMCONSUL FRANKFURT

TO SECSTATE WASHDC PRIORITY 8496

INFO AMEMBASSY TRIPOLI

UNCLAS FRANKFURT 7262

E.O. 11652: NA

TAGS: CVIS: GW (BUTERA, FRIDHILD, INGELA GEYER)

SUBJECT: IV CASE - IR-1

REF: DEPT'S OM 10/29/74, FRANKFURT 6734 TO TRIPOLI

1. APPLICANT IS BENEFICIARY OF IR-1 PETITION FILED BY CHARLES BUTERA AND APPROVED ON FEBRUARY 13, 1971 BY AMEMBASSY TRIPOLI. FILE WAS TRANSFERRED TO FRANKFURT FROM TRIPOLI 5/30/72. APLT. DID NOT COMPLETE PROCESSING OF APPLICATION AT THAT TIME AND MOVED TO TEHRAN IN 1973. SHE RETURNED TO GERMANY SUMMER 1974 AND NOTIFIED THIS OFFICE ON AUGUST 30, 1974 THAT SHE HAD ALL REQUIRED DOCUMENTS FOR IMMIGRANT VISAAM APLT. MADE FORMAL APPLICATION ON SEPTEMBER 11, 1974 AND WAS REFUSED UNDER 212(G), SINCE SHE DID NOT SUBMIT ALL REQUIRED DOCUMENTS, INCLUDING LIBYAN POLICE CERTIFICATE COVERING RESIDENCE IN BENGHAZI, JUNE 1970-SEPTEMBER 1971.

2. IN LIEU OF LIBYAN POLICE CERTIFICATE APPLICANT SUBMITTED STATEMENT FROM GERMAN EMBASSY OFFICE IN BENGHAZI, LIBYA, DATED JUNE 6, 1974 INDICATING ITS INVESTIGATIONS REGARDING CONVICTIONS IN LIBYA WERE NEGATIVE. NO DOCUMENTATION FROM LIBYAN AUTHORITIES NOR INDICATION OF SOURCES CHECKED WAS INCLUDED IN GERMAN EMBASSY STATEMENT. APLT. STATED THAT SHE NEVER REPEAT NEVER APPLIED TO LIBYAN AUTHORITIES FOR REQUIRED POLICE CERTIFICATE, THAT SHE HAS NEVER

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BEEEN ADVISED DOCUMENT IS UNOBTAINABLE,BUT CLAIMS

THAT WHILE RESIDING IN IRAN, 1973-1974, SHE WAS ADVISED BY AMEMBASSY TEHRAN TO APPLY TO GERMAN EMB IN LIBYA FOR CERTIFICATE OF GOOD CONDUCT. APPLICANT LATE OCTOBER TOLD CONSULAR OFFICE SHE WROTE TO LIBYAN AUTHORITIES MID-OCTOBER BUT HAD NOT RECEIVED REPLY.

3. ACCORDING TO 9 FAM, PARTIV, TL-560, 10/11/63, LATEST AVAILABLE INFORMATION AT POST REGARDING LIBYAN DOCUMENTS, POLICE CERTIFICATES ARE AVAILABLE UPON APPLICATION OF PERSONS WHO HAVE RESIDED IN PROVINCE OF CYRENAICA (BENGHAZI) FOR ONE YEAR OF MORE. TO BE OF ASSISTANCE TO APPLICANT, POST TELEGRAPHICALLY REQUESTED AMEMB TRIPOLI 10/15/74 TO ADVISE US IF THERE HAS BEEN ANY CHANGE IN PROCEDURES OR AVAILABILITY OF POLICE CERTIFICATES AND IF AMEMB AWARE OF ANY CONDITION WHICH WOULD PREVENT GERMAN NATIONALS FROM OBTAINING LIBYAN POLICE CERTIFICATES UPON WRITTEN APPLICATION TO ISSUING AGENCY. NO REPLY HAS BEEN RECEIVED FROM TRIPOLI.

4. SINCE REQUIRED DOCUMENTATION IS AVAILABLE AND SINCE THE APPLICANT RESIDED IN LIBYA AS PRIVATE GERMAN CITIZEN WITH NO FORMAL CONNECTION WITH THE GERMAN EMBASSY, POST HAS NOT ACCEPTED STATEMENT FROM GERMAN EMB AS SATISFACTORY DOCUMENT POST WOULD APPRECIATE DEPARTMENT'S CLARIFICATION ON WHETHER OR NOT STATEMENTS ISSUED BY GERMAN EMB IN LIBYA CAN BE ACCEPTED IN LIEU OF POLICE CERTIFICATES. HARLAN

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